

IN THE CRIMINAL/CIRCUIT COURT FOR SUMNER COUNTY, TENNESSEE

Case Number: 20-2010 Count: 1 Counsel for the State: C. RONALD BLANTON
 Judicial District: 18th Judicial Division: _____ Counsel for the Defendant: PETER STRIANSE
State of Tennessee ☐ Retained ☐ Pub Def Appt ☒ Private Atty Appt
 vs. ☐ Counsel Waived ☐ Pro Se
 Defendant: AUSTIN EVANS Alias: _____ Date of Birth: 04/28/1992 Sex: Male
 Race: White SSN: 412-71-5153 Driver License #: _____ Issuing State: _____
 State ID #: _____ County Offender ID # (if applicable): _____ TOMIS/TDOC #: _____
 Relationship to _____ Victim's Age: _____
 State Control #: _____ Arrest Date: 11/24/2009 Indictment Filing Date: 01/07/2010

JUDGMENT

☐ Original ☐ Amended ☒ Corrected

Comes the District Attorney General for the State and the defendant with counsel of record for entry of judgment.

On the 19th day of August, 2013, the defendant:

<input checked="" type="checkbox"/> Pled Guilty <input type="checkbox"/> Dismissed/Nolle Prosequi <input type="checkbox"/> Pled Nolo <input type="checkbox"/> Pled Guilty – Certified Question Findings Incorporated by Reference Is found: <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Not Guilty by Reason of <input type="checkbox"/> Bench Trial	Indictment: Class (circle one) 1 st A B <u>C</u> D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Indicted Offense Name <u>AND TCA §: 39-14-403 ~ AGGRAVATED BURGLARY</u> Amended Offense Name <u>AND TCA §:</u> Offense Date: <u>11/20/2009</u> County of Offense: <u>SUMNER COUNTY</u> Conviction Offense Name <u>AND TCA §: 39-14-403 ~ AGGRAVATED BURGLARY</u> Conviction: Class (circle one) 1 st A B <u>C</u> D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Is this conviction offense methamphetamine related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sentence Imposed Date: <u>08/19/2013</u>
--	--

After considering the evidence, the entire record, and in the case of sentencing, all factors in Tennessee Code Annotated Title 40, Chapter 35, all of which are incorporated by reference herein, it is ORDERED and ADJUDGED that the conviction described above is imposed hereby and that a sentence and costs are imposed as follows:

Offender Status (Check One) <input type="checkbox"/> Mitigated <input checked="" type="checkbox"/> Standard <input type="checkbox"/> Multiple <input type="checkbox"/> Persistent <input type="checkbox"/> Career <input type="checkbox"/> Repeat Violent	Release Eligibility (Check One) <input type="checkbox"/> Mitigated 20% <input type="checkbox"/> Agg Rob w/Prior 100% <input type="checkbox"/> Mitigated 30% <input type="checkbox"/> Multiple Rapist 100% <input checked="" type="checkbox"/> Standard 30% <input type="checkbox"/> Child Rapist 100% <input type="checkbox"/> Multiple 35% <input type="checkbox"/> Child Predator 100% <input type="checkbox"/> Persistent 45% <input type="checkbox"/> Agg Rapist 100% <input type="checkbox"/> Career 60% <input type="checkbox"/> Mult 39-17-1324 100% <input type="checkbox"/> Agg Rob 85% <input type="checkbox"/> Att 1 st Degree Murder w/SBI 85% <input type="checkbox"/> Violent 100% <input type="checkbox"/> Agg Child Neglect/Endangerment 70% <input type="checkbox"/> Repeat Viol 100% <input type="checkbox"/> Agg Assault w/Death 75%	Concurrent with: Count 2; USA v. Evans, #3:11-00020 Consecutive to:	Pretrial Jail Credit Period(s): From <u>12/17/2010</u> to <u>08/19/2013</u> From _____ to _____ From _____ to _____ From _____ to _____
---	---	--	--

Sentenced To: ☒ TDOC ☐ County Jail ☐ Workhouse **** TO SERVE ****
Sentence Length: 3 Years _____ Months _____ Days _____ Hours ☐ Life ☐ Life w/out Parole ☐ Death
 Mandatory Minimum Sentence Length: _____ 39-17-417, 39-13-513, 39-13-514, or 39-17-432 in Prohibited Zone or _____ 55-10-401 DUI 4th Offense
 or _____ 39-17-1324 Possession/Employment of Firearm or _____ 40-39-208, -211 Violation of Sex Offender Registry
 Period of incarceration to be served prior to release on probation or Community Corrections: _____ Months _____ Days _____ Hours
 Minimum service prior to eligibility for work release, furlough, trusty status and rehabilitative programs: _____% (Misdemeanor Only)
Alternative Sentence: ☐ Sup Prob ☐ Unsup Prob ☐ Comm Corr (CHECK ONE BOX) _____ Years _____ Months _____ Days Effective: _____
 WAS DRUG COURT ORDERED AS A CONDITION OF THE ALTERNATIVE SENTENCE? ☐ Yes ☒ No

Court Ordered Fees and Fines: \$ _____ Court Costs <input checked="" type="checkbox"/> Defendant <input type="checkbox"/> State \$ _____ Fine Assessed \$ _____ Traumatic Brain Injury Fund (68-55-301 et seq.) \$ _____ Drug Testing Fund (TN Drug Control Act) \$ _____ CICF \$ _____ Sex Offender Tax \$ _____ Other: _____	Restitution: Victim Name _____ Address _____ _____ Total Amount \$ _____ Per Month \$ _____ <input type="checkbox"/> Unpaid Community Service: _____ Hours _____ Days _____ Weeks _____ Months
---	---

- ☒ The Defendant having been found guilty is rendered infamous and ordered to provide a biological specimen for the purpose of DNA analysis.
☐ Pursuant to 39-13-521 the defendant is ordered to provide a biological specimen for the purpose of HIV testing.
☐ Pursuant to 39-13-524 the defendant is sentenced to community supervision for life following sentence expiration.
☐ Pursuant to Title 68, Chapter 11, Part 10, the clerk shall forward this judgment to the Department of Health.

Special Conditions

Concurrent with Federal sentence.

DEE DAVID GAY

Judge's Name

Judge's Signature

08/19/2013

Date of Entry of Judgment

Counsel for State/Signature (optional)

Defendant/Defendant's Counsel/Signature (optional)

I _____, clerk, hereby certify that, before entry by the court, a copy of this judgment was made available to the party or parties who did not provide a signature above.

IN THE CRIMINAL/CIRCUIT COURT FOR SUMNER COUNTY, TENNESSEE

Case Number: 20-2010 Count: 2 Counsel for the State: C. RONALD BLANTON
 Judicial District: 18th Judicial Division: _____ Counsel for the Defendant: PETER STRIANSE
State of Tennessee ☐ Retained ☐ Pub Def Appt ☒ Private Atty Appt
 vs. ☐ Counsel Waived ☐ Pro Se
 Defendant: AUSTIN EVANS Alias: _____ Date of Birth: 04/28/1992 Sex: Male
 Race: White SSN: 412-71-5153 Driver License #: _____ Issuing State: _____
 State ID #: _____ County Offender ID # (if applicable): _____ TOMIS/TDOC #: _____
 Relationship to _____ Victim's Age: _____
 State Control #: _____ Arrest Date: 11/24/2009 Indictment Filing Date: 01/07/2010

JUDGMENT

☐ Original ☐ Amended ☒ Corrected

Comes the District Attorney General for the State and the defendant with counsel of record for entry of judgment.

On the 19th day of August, 2013, the defendant:

<input checked="" type="checkbox"/> Pled Guilty <input type="checkbox"/> Dismissed/Nolle Prosequi <input type="checkbox"/> Pled Nolo <input type="checkbox"/> Pled Guilty – Certified Question Findings Incorporated by Reference Is found: <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Not Guilty by Reason of <input type="checkbox"/> Bench Trial	Indictment: Class (circle one) 1 st A B <u>C</u> D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Indicted Offense Name <u>AND TCA §: 39-14-103 ~ THEFT OF PROPERTY - \$10,000-\$60,000</u> Amended Offense Name <u>AND TCA §:</u> Offense Date: <u>11/20/2009</u> County of Offense: <u>SUMNER COUNTY</u> Conviction Offense Name <u>AND TCA §: 39-14-103 ~ THEFT OF PROPERTY - \$10,000-\$60,000</u> Conviction: Class (circle one) 1 st A B <u>C</u> D E <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Is this conviction offense methamphetamine related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Sentence Imposed Date: <u>08/19/2013</u>
--	--

After considering the evidence, the entire record, and in the case of sentencing, all factors in Tennessee Code Annotated Title 40, Chapter 35, all of which are incorporated by reference herein, it is ORDERED and ADJUDGED that the conviction described above is imposed hereby and that a sentence and costs are imposed as follows:

Offender Status (Check One) <input type="checkbox"/> Mitigated <input checked="" type="checkbox"/> Standard <input type="checkbox"/> Multiple <input type="checkbox"/> Persistent <input type="checkbox"/> Career <input type="checkbox"/> Repeat Violent	Release Eligibility (Check One) <input type="checkbox"/> Mitigated 20% <input type="checkbox"/> Mitigated 30% <input checked="" type="checkbox"/> Standard 30% <input type="checkbox"/> Multiple 35% <input type="checkbox"/> Persistent 45% <input type="checkbox"/> Career 60% <input type="checkbox"/> Agg Rob 85% <input type="checkbox"/> Violent 100% <input type="checkbox"/> Repeat Viol 100%	<input type="checkbox"/> Agg Rob w/Prior 100% <input type="checkbox"/> Multiple Rapist 100% <input type="checkbox"/> Child Rapist 100% <input type="checkbox"/> Child Predator 100% <input type="checkbox"/> Agg Rapist 100% <input type="checkbox"/> Mult 39-17-1324 100% <input type="checkbox"/> Att 1 st Degree Murder w/SBI 85% <input type="checkbox"/> Agg Child Neglect/Endangerment 70% <input type="checkbox"/> Agg Assault w/Death 75%	<input type="checkbox"/> 1 st Degree Murder <input type="checkbox"/> Drug Free Zone <input type="checkbox"/> Gang Related	Concurrent with: Count 1; USA v. Evans, #3:11-00020	Pretrial Jail Credit Period(s): From <u>12/17/2010</u> to <u>08/19/2013</u> From _____ to _____ From _____ to _____ From _____ to _____
--	---	--	--	--	--

Sentenced To: ☒ TDOC ☐ County Jail ☐ Workhouse **** TO SERVE ****

Sentence Length: 3 Years _____ Months _____ Days _____ Hours ☐ Life ☐ Life w/out Parole ☐ Death

Mandatory Minimum Sentence Length: 39-17-417, 39-13-513, 39-13-514, or 39-17-432 in Prohibited Zone or 55-10-401 DUI 4th Offense
or 39-17-1324 Possession/Employment of Firearm or 40-39-208, -211 Violation of Sex Offender Registry

Period of incarceration to be served prior to release on probation or Community Corrections: _____ Months _____ Days _____ Hours

Minimum service prior to eligibility for work release, furlough, trusty status and rehabilitative programs: _____% (Misdemeanor Only)

Alternative Sentence: ☐ Sup Prob ☐ Unsup Prob ☐ Comm Corr (CHECK ONE BOX) _____ Years _____ Months _____ Days Effective: _____

WAS DRUG COURT ORDERED AS A CONDITION OF THE ALTERNATIVE SENTENCE? ☐ Yes ☒ No

Court Ordered Fees and Fines: \$ _____ Court Costs <input checked="" type="checkbox"/> Defendant <input type="checkbox"/> State \$ _____ Fine Assessed \$ _____ Traumatic Brain Injury Fund (68-55-301 et seq.) \$ _____ Drug Testing Fund (TN Drug Control Act) \$ _____ CICF \$ _____ Sex Offender Tax \$ _____ Other: _____	Restitution: Victim Name _____ Address _____ _____ Total Amount \$ _____ Per Month \$ _____ <input type="checkbox"/> Unpaid Community Service: <u>_____</u> Hours <u>_____</u> Days <u>_____</u> Weeks <u>_____</u> Months
---	---

- ☒ The Defendant having been found guilty is rendered infamous and ordered to provide a biological specimen for the purpose of DNA analysis.
☐ Pursuant to 39-13-521 the defendant is ordered to provide a biological specimen for the purpose of HIV testing.
☐ Pursuant to 39-13-524 the defendant is sentenced to community supervision for life following sentence expiration.
☐ Pursuant to Title 68, Chapter 11, Part 10, the clerk shall forward this judgment to the Department of Health.

Special Conditions

DEE DAVID GAY

Judge's Name

08/19/2013

Judge's Signature

Date of Entry of Judgment

Counsel for State/Signature (optional)

Defendant/Defendant's Counsel/Signature (optional)